

**Electronically Recorded**

Official Public Records

Tarrant County Texas

2009 Aug 06 01:05 PM

Fee: \$ 20.00

Submitter: SIMPLIFILE

**D209210106**

2 Pages



Suzanne Henderson

**NOTICE OF CONFIDENTIALITY RIGHTS: A NATURAL PERSON MAY REMOVE OR STRIKE THE FOLLOWING INFORMATION BEFORE IT IS FILED IN THE PUBLIC RECORDS: YOUR SOCIAL SECURITY NUMBER OR YOUR DRIVER'S LICENSE NUMBER.**

**CORRECTION TO OIL, GAS AND MINERAL LEASE**  
(To Correct Legal Description)

**State:** Texas  
**County:** Tarrant  
**Lessors:** Tabbatha Konen, a/k/a Tabbatha Lynn Costanza and David M. Konen, wife and husband  
64 Harbour Point Circle  
Fort Worth, Texas 76179  
**Lessee:** XTO Energy Inc.  
810 Houston Street  
Fort Worth, Texas 76102  
**Effective Date:** January 16, 2009

On January 16, 2009, Lessors, named above, executed and delivered to Lessee, an Oil and Gas Lease (the "Lease"), recorded as Document No. D209148493 of the Deed Records of the county and state named above. The Lease covers and describes the following lands (the "Lands"):

Being 0.329 acres or land, more or less, out of the Dempsey C. Pace Survey, Abstract Number A-1245, being Lot 19, Block 28, Lake Country Estates, An Addition to the City of Fort Worth, Tarrant County, Texas, and being more particularly described in a Warranty Deed with Vendor's Lien, dated October 21, 1994, from Mike E. Costanza and wife, Mary F. Costanza to Tabbatha Lynn Costanza, an unmarried woman and Michael E. Costanza Jr., an unmarried man, recorded thereof in Volume 11780, Page 341, Deed Records, Tarrant County, Texas and amendments thereof, including streets, easements, and alleyways adjacent thereto, and any riparian rights.

The Lease is recognized by Lessors as being in full force and effect. The Lease is presently owned by Lessee, named above. It is the desire of the Lessors and Lessee to correct the land description in the Lease to accurately identify the lands covered by the Lease.

For adequate consideration, Lessors and Lessee acknowledge and agree that the description of the Lands covered by and subject to the Lease is corrected so that the Lease covers the following lands located in the county and state named above (the "Corrected Lands"):

D209210106


Being 0.169 acres or land, more or less, out of the Dempsey C. Pace Survey, Abstract Number A-1245, being Lot 20, Block 28, Lake Country Estates, An Addition to the City of Fort Worth, Tarrant County, Texas, and being more particularly described in a General Warranty Deed, dated October 17, 2005, from Michael E. Costanza Jr., to Tabbatha Lynn Konen, recorded thereof in Document #D205324318, Deed Records, Tarrant County, Texas and amendments thereof, including streets, easements, and alleyways adjacent thereto, and any riparian rights

In conjunction with this correction of the land description, Lessor ratifies, adopts, and confirms the Lease, as corrected, and grants, leases and lets to Lessee and Lessee's successors and assigns the Corrected Lands for the purposes and upon the terms, conditions and provisions contained in the Lease.

This correction to the Lease shall be binding for all purposes on Lessor and Lessee and their respective heirs, personal representatives, successors and assigns.

This Correction is signed by Lessors as of the date of the acknowledgment of their respective signatures, but is effective for all purposes as of the Effective Date stated above.

**Lessors:**

  
Tabbatha Konen a/k/a Tabbatha  
Lynn Costanza

**Lessors:**

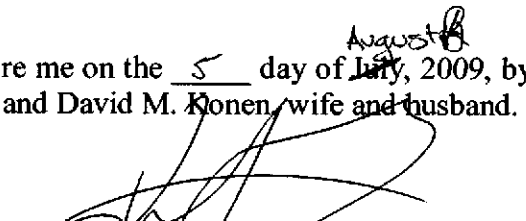
  
David M. Konen

STATE OF TEXAS       }  
                                  }  
COUNTY OF TARRANT   }

**ACKNOWLEDGMENT**

This instrument was acknowledged before me on the 5 day of <sup>August</sup>~~July~~, 2009, by Tabbatha Konen a/k/a Tabbatha Lynn Costanza and David M. Konen, wife and husband.



  
Notary Public, State of Texas